

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

M E M O R A N D U M

Honorable Lawrence K. Karlton
Senior United States District Judge
Sacramento, California

RE: Richard DURAN
Docket Number: 2:04CR00232-001
ORDER: REQUEST FOR
CONTINUANCE

Your Honor:

Mr. Duran is on Your Honor's criminal calendar for Tuesday, November 10, 2009. Mr. Duran admitted to the charge contained in the most recent violation petition on September 22, 2009, and the matter was continued to November 10, 2009. Mr. Duran is out of custody, having been ordered released by Your Honor on September 22, 2009.

Since release, Mr. Duran has been involved in a weekly drug abuse prevention group and also weekly individual counseling. He has been urine testing on a regular basis with the probation office's contractor in Sacramento. At this time, he seems to be adjusting favorably, and there have been no further violations of his conditions of supervision.

Based on the aforementioned, the undersigned would request that the matter presently scheduled for Tuesday November 10, 2009, be continued until Tuesday, January 12, 2010. This will allow the probation officer to continue to monitor the offender's compliance to his conditions of supervision.

Both counsel for the Government and Defense have been contacted and have no objection to the proposed continuance.

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Respectfully submitted,

/s/Glenn P. Simon
GLENN P. SIMON
United States Probation Officer

Dated: November 9, 2009
Sacramento, California
GPS/cp

REVIEWED BY: /s/Kyriacos M. Simonidis
KYRIACOS M. SIMONIDIS
Supervising United States Probation Officer


cc: Stephen Lapham
Assistant United States Attorney

Jeffrey Staniels
Defense Counsel

AGREE: ____✓____

DISAGREE: _____

DATE: November 9, 2009


LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT